

IN THE HIGH COURT OF JUDICATURE AT BOBBY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 760 OF 2005
IN
APPEAL FROM ORDER NO.711 OF 2004

Parvez M. Yusuf .. Applicant.

Vs.

Municipal Corporation of Gr. Mumbai
and anr. .. Respondents

Mr. Uday Warunjikar for applicant.
Ms. G. S. Joglekar for BMC.

CORAM: **B.H. MARLAPALLE, J.**

DATED: **JUNE 7, 2005**

P.C.:

1. Heard the learned counsel for the respective parties.

2. A.O. No.711 of 2004 came to be dismissed by this court on 13-4-2005. However, the parties were directed to maintain status quo as on that date for a period of one month. This application has been filed for extension of the status quo order.

3. It is submitted that the certified true copy of the judgment dated 13-4-2005 was made available to the applicant on or about 26-5-2005 and, therefore, due steps could not be taken to approach the apex court. In

the meanwhile the applicant has served with the notice by the Asstt. Engineer (Building Proposal) City-I of the Mumbai Municipal Corporation, Gr. Mumbai informing the applicant that suit premises would be demolished at or about 11 a.m. on 8-6-2005.

4. In the premises, the order of status quo passed by this court on 13-4-2005 in A.O. No.711 of 2004 is hereby extended by a period of two weeks and the Civil Application is disposed of accordingly.

5. Parties to act on an authenticated copy of this order.

(B.H. Marlapalle, J.)